

Honolulu, Hawaii

MAR 19 2014

RE: H.B. No. 2347
H.D. 2
S.D. 1

Honorable Donna Mercado Kim
President of the Senate
Twenty-Seventh State Legislature
Regular Session of 2014
State of Hawaii

Madam:

Your Committee on Public Safety, Intergovernmental and
Military Affairs, to which was referred H.B. No. 2347, H.D. 2,
entitled:

"A BILL FOR AN ACT RELATING TO DEPARTMENT OF TAXATION
CRIMINAL INVESTIGATORS, "

begs leave to report as follows:

The purpose and intent of this measure is to:

- (1) Clarify that all Department of Taxation criminal investigators, including those who are subject to civil service laws, have police powers; and
- (2) Provide that the civil service exemption for criminal investigators is discretionary, rather than mandatory.

Your Committee received testimony in support of this measure from the Department of Taxation and the Hawaii Government Employees Association. Your Committee received comments on this measure from the Tax Foundation of Hawaii.

Your Committee finds that section 231-4.3, Hawaii Revised Statutes, grants police powers to only civil service exempt criminal investigators. However, the Department of Taxation's criminal investigation unit supervisor is a civil service employee. This measure clarifies that all of the Department's

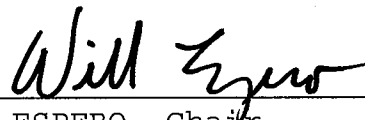


criminal investigators, including those who are civil service employees, have police powers.

Your Committee has amended this measure by making technical, nonsubstantive amendments for the purposes of clarity and consistency.

As affirmed by the record of votes of the members of your Committee on Public Safety, Intergovernmental and Military Affairs that is attached to this report, your Committee is in accord with the intent and purpose of H.B. No. 2347, H.D. 2, as amended herein, and recommends that it pass Second Reading in the form attached hereto as H.B. No. 2347, H.D. 2, S.D. 1, and be referred to the Committee on Judiciary and Labor.

Respectfully submitted on
behalf of the members of the
Committee on Public Safety,
Intergovernmental and Military
Affairs,



WILL ESPERO, Chair



Record of Votes
Committee on Public Safety and Military Affairs
PSM

*Only one measure per Record of Votes